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8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
10 **STATE OF CALIFORNIA**

11 In the Matter of the Statement of Issues
Against:

Case No. *2013-894*

12 **YAIFEH KATE CHAFEH**

STATEMENT OF ISSUES

13
14 Registered Nurse License Applicant

15 Respondent.

16 Complainant alleges:

17 **PARTIES**

18 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Statement of Issues solely in
19 her official capacity as the Executive Officer of the Board of Registered Nursing, Department of
20 Consumer Affairs (Board).

21 2. On or about December 13, 2011, the Board received an application for a Registered
22 Nurse License from Yaifeh Kate Chafeh (Respondent). On or about November 10, 2011, Yaifeh
23 Kate Chafeh certified under penalty of perjury to the truthfulness of all statements, answers, and
24 representations in the application. The Board denied the application on April 30, 2012.

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1 **CAUSE FOR DENIAL OF APPLICATION**

2 **(Substantially Related Unprofessional Conduct)**

3 8. Respondent's application is subject to denial under sections 480, subdivision (a)(3),
4 2736, and 2761, subdivision (a), and California Code of Regulations, title 16, section 1444, in that
5 on or about August 7, 2010, Respondent committed a substantially related act of unprofessional
6 conduct, an act that if done by a licentiate of the business or profession in question, would be
7 grounds for suspension or revocation of licensure. The circumstances are as follows:

8 a. On or about August 7, 2010, Respondent while a passenger in a vehicle became
9 uncontrollably agitated at the driver, her boyfriend, causing a verbal and physical altercation.
10 While the vehicle was moving, Respondent hit and scratched the driver's face causing it to bleed
11 and leaving a mark one to two inches long. The vehicle swerved left and right as Respondent hit
12 the driver. The driver then stopped the vehicle at a freeway on ramp. Respondent removed the
13 keys from the vehicle's ignition, threw the keys at the driver and got out of the car. The argument
14 progressed to outside of the vehicle and Respondent armed herself with a 2x4 piece of wood 12 –
15 14 inches long which she repeatedly swung at the driver hitting him in the upper left arm. When
16 speaking to the police officer at the scene, Respondent was extremely irate, cursing and, when
17 referring to the driver, clenched her fists and grit her teeth. Further, Respondent initially denied
18 arming herself with the piece of wood but then admitted to the police officer that she had grabbed
19 it.

20 b. Subsequently, on or about November 3, 2010, after pleading nolo contendere,
21 Respondent was convicted of one interlineated lesser infraction violating Penal Code section 415
22 [fighting; noise; offensive words] in the criminal proceeding entitled *The People of the State of*
23 *California v. Yafeh Kate Chafeh* (Super. Ct. San Bernardino County, 2010, No. MVA1002335).
24 The Court ordered Respondent to pay a \$500.00 fine.

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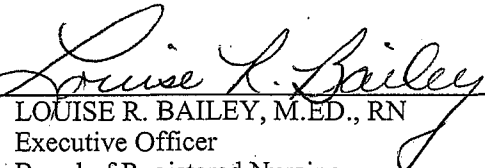
PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board issue a decision:

1. Denying the application of Yaifeh Kate Chafeh for a Applicant for Registered Nurse License; and

2. Taking such other and further action as deemed necessary and proper.

DATED: April 9, 2013



LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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